THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.17622 of 2006

DATED 25.08.2006

Between:

M/s.Gangotri Mineral Water & Beverages,.
Represented by its proprietor
Smt.C.Manjula. .... PETITIONER

Versus

The General Manager, District Industries Centre,
Chittoor (town, Chittoor District. .... RESPONDENT

WRIT PETITION NO.17622 of 2006

ORDER:

Heard the learned counsel.

2. The Writ Petition is filed praying for a Writ of Mandamus declaring the action of the respondent in issuing notice in his proceedings in Rc.No.410/A3/206, dated 15.5.2006 to the petitioner to stop the packaging and selling of mineral water from the industry as wholly arbitrary, illegal, without jurisdiction and void and consequently direct the respondent not to interfere in the business of packaged and selling purified drinking water from the premises in Sy.No..9-2A of Thanjamma Kotalu village of Kuppam Mandal, Chittoor District till the granting of BIS certification by the concerned authority as the petitioner already applied for the same and pass such other suitable relief.

3. It is stated that the petitioner has been running the small scale industry for supplying packaged purified drinking water since 2003. It is also stated that the petitioner was issued notice by the respondent on 24.5.2006 to stop the selling and packaged drinking water inasmuch as the BIS Certificate to be obtained. It is also stated that the petitioner got permanent registration for Small Scale Industry Unit on 20.8.2004. It is further stated that the petitioner obtained a Certificate of Registration and also the Central Sales Tax Registration on 20.2.2004. It is stated that the petitioner applied for the Certificate to the concerned authorities on 22.8.2006 and the same is under process.

4. In the facts and circumstances of the case, the writ petitioner is permitted to obtain BIS Certificate as required. It is no doubt stated

that already an application was made for issue of the above Certificate to the concerned authorities. In view of the same, the respondent is directed not to interfere or disturb the running of the Unit of the petitioner for a period of six (06) weeks.

5. The Writ Petition is disposed of with the above direction. No costs.

25.08.2006

SSR